IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

WP(C).No. 20108 of 2007(R)

AS.47/2007 of SUB COURT, CHERTHALA

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PETITIONER:

SALOMA JOB, AGED 44, W/O.JOY JOSEPH,
THEKKEVALYARA PUTHENVEEDU,
THYKKATTUSSERY P.O., ALAPUZHA DISTRICT.

BY ADV. SRI.B.RAMACHANDRAN

RESPONDENTS:

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1. MARY JOB, W/O.LATE JOB,
THEKKEVALYARA PUTHENVEEDU,
THYKKATTUSSERY P.O., ALAPUZHA DISTRICT.

2. GEORGEKUTTY @ APPACHANKUNJU,
S/O.LATE JOB, THEKKEVALYARA PUTHENVEEDU,
THYKKATTUSSERY P.O., ALAPUZHA DISTRICT.

BY ADV. SRI.ROY CHACKO

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1: TRUE COPY OF JUDGMENT DT.29.5.2007 IN W.PC 13797/07

EXT.P2: -DO- OF APPEAL MEMO DT.18.6.07 FILED AS A.S.NO:47/07 BEFORE THE SUB COURT, CHERTHALA

EXT.P3: -DO- OF INJUNCTION PETITION FILED AS I.A.NO:644/07 IN A.S.NO:47/07 DT.18.6.2007

EXT.P4: -DO- OF STAY PETITION DT.18.6.2007 FILED AS I.A.NO:645/07 IN A.S.NO:47/07

jj /TRUE COPY/

P.A.TO JUDGE

M.N.KRISHNAN, J.

WP(C)No. 20108 OF 2007 R

Dated this the 3rd July , 2007.

JUDGMENT

Respondents served. Enter appearance. An appeal is already preferred against the judgment and decree as O.S.236/99 of Munsiff Court, Cherthala and two interim applications were filed as Exts.P3 and P4 before the appellate court. There the present respondents have entered appearance by filing a caveat. So, necessarily the court has to hear them before passing an order in Exts.P3 and P4. I am informed that the petition to advance the case is posted to 5.7.2007. Therefore, I direct the Subordinate Judge, Cherthala, if possible and both parties are ready, to dispose of the interim applications on 5.7.2007 itself and in case of any difficulty experienced by the court to dispose of the same at the latest by 12.7.2007. Till that time the respondents herein are directed not to cut and remove any trees from the plaint schedule property so that the property can be preserved till an order is passed on those Exts.P3 and P4 applications. Writ petition is disposed of accordingly.

M.N.KRISHNAN
Judge

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